

Austin, Texas, May 6, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 875, "An Act providing relief for the Leesville Common School District No. 28 and the DeWitt Common School District No. 47 in Gonzales County in replacing and repairing damage to buildings and equipment caused by a calamitous flood resulting from a cloudburst on July 1, 1936; making an appropriation for said Districts to replace and repair such damage; providing certain equipment that may not be purchased, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, May 6, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 650, "An Act validating and approving all proceedings had by cities and towns in the State of Texas having a population of not more than three thousand (3,000) according to the preceding Federal Census, in the issuance and sale of revenue obligations under the provisions of Article 1111 to 1118, Revised Civil Statutes of Texas of 1925 as amended, to aid in financing any undertaking for which a loan or grant has been made by the United States through the Works Progress Administration, or any other governmental agency, in which the only objection to the validity of said bonds is that such election was ordered and notice thereof given under the provisions of Article 704, Revised Civil Statutes of Texas of 1925 prior to the amendment of October, 1935, declaring that such bonds, notes or warrants shall be valid and binding special obligations of such cities or towns, and validating the pledge of revenues to the payment of said obligations; providing this Act shall not apply to any proceedings or obligations, the validity of which has been contested in any pending suit or litigation, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

# SIXTY-EIGHTH DAY

(Friday, May 7, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Holland
Adkins	Hoskins
Alexander	Howard
Alsup	Huddleston
Amos	Hull
Baker	Hyder
Bates	Jackson
Beckworth	James
Bell	Johnson of Ellis
Blankenship	Johnson
Boethel	of Tarrant
Bond	Jones of Angelina
Boyer	Jones of Atascosa
Bradbury	Jones of Falls
Bradford	Jones of Wise
Bridgers	Keefe
Broadfoot	Keith
Brown	Kelt
Burton	Kenyon
Cagle	Kern
Callan	King
Carssow	Knetsch
Cathey	Langdon
Cauthorn	Lankford
Celaya	Lanning
Cleveland	Leonard
Colquitt	Leyendecker
Davis of Haskell	Little
Davis of Jasper	Loggins
Davison of Fisher	London
Davisson	Lucas
of Eastland	Mann
Dean	Mauritz
Deglandon	McConnell
Derden	McDonald
Dickison	McFarland
England	McKee
Farmer	McKinney
Felty	Metcalfe
Fielden	Moffett
Fox	Morris
Fuchs	Morse
Gibson	Newton
Graves	Nicholson
Hamilton	Palmer
Hankamer	Patterson of Mills
Hanna	Patterson
Harbin	of Travis
Hardin	Petsch
Harrell	Pope
Harris of Archer	Powell
Harris of Dallas	Prescott
Harris of Dickens	Quinn
Hartzog	Ragsdale
Herzik	Reader

Reed of Bowie	Stevenson
Reed of Dallas	Stinson
Rhodes	Stocks
Riddle	Talbert
Roark	Tarwater
Ross	Tennant
Russell	Tennyson
Rutta	Thornberry
Schuenemann	Thornton
Settle	Vale
Sewell	Waggoner
Sharpe	Walker
Shell	Weldon
Simpson	Westbrook
Skaggs	Winfree
Smith of Hopkins	Wood
Smith of Matagorda	Worley

## Absent—Excused

Dollins	McCracken
Harper	Monkhouse
Heflin	Oliver
Leath	Smith of Tarrant
Mays	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain.

## LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Harper for today, on motion of Mr. Boethel.

Mr. Heflin for today and tomorrow, on motion of Mr. Amos.

Mr. McCracken for today and tomorrow, on motion of Mr. Winfree.

Mr. Rhodes for tomorrow, on motion of Mr. Stocks.

Mr. Leath for today, on motion of Mr. Wood.

Mr. Jones of Wise for today, on motion of Mr. Roark.

Mr. Smith of Tarrant for today and tomorrow, on motion of Mr. Farmer.

Mr. Oliver for today, on motion of Mr. Westbrook.

Mr. Mays for today, on motion of Mr. Kenyon.

## ADDITIONAL SIGNER OF HOUSE BILL NO. 7

By unanimous consent of the House, the following Member was authorized to sign bill, as co-author of same, as follows:

Mr. Harbin, House Bill No. 7.

## BILL ORDERED NOT PRINTED

On motion of Mr. Smith of Matagorda, Senate Bill No. 504 was ordered not printed.

## HOUSE BILLS ON FIRST READING

Mr. Howard moved to introduce, at this time, and have placed on first reading, House Bill No. 1169.

The motion prevailed by the following vote:

Yeas—112

Adkins	Keith
Alexander	Kelt
Alsup	Kern
Amos	King
Baker	Knetsch
Beckworth	Langdon
Bell	Lankford
Blankenship	Lanning
Boethel	Little
Bond	Loggins
Boyer	London
Bradbury	Lucas
Bradford	Mann
Bridgers	Mauritz
Broadfoot	McConnell
Brown	McDonald
Burton	McFarland
Callan	McKinney
Carssow	Metcalfe
Cathey	Moffett
Cauthorn	Morris
Cleveland	Morse
Davis of Haskell	Nicholson
Davis of Jasper	Patterson of Mills
Davison of Fisher	Pope
Davisson	Ragsdale
of Eastland	Reader
Dean	Reed of Bowie
Deglandon	Reed of Dallas
Derden	Rhodes
Dickison	Roark
Farmer	Russell
Felty	Rutta
Fielden	Schuenemann
Fox	Settle
Gibson	Sharpe
Hamilton	Shell
Hankamer	Simpson
Hanna	Skaggs
Harbin	Smith of Hopkins
Hardin	Smith of Matagorda
Harris of Archer	Stinson
Harris of Dallas	Stocks
Harris of Dickens	Talbert
Hartzog	Tennant
Herzik	Tennyson
Holland	Thornberry
Hoskins	Thornton
Howard	Vale
Huddleston	Waggoner
Hyder	Walker
James	Weldon
Johnson of Ellis	Westbrook
Johnson of Tarrant	Winfree
Jones of Angelina	Wood
Jones of Atascosa	Worley
Jones of Falls	

## Absent

Bates	McKee
Cagle	Newton
Celaya	Palmer
Colquitt	Patterson
England	of Travis
Fuchs	Petsch
Graves	Powell
Harrell	Prescott
Hull	Quinn
Jackson	Riddle
Keefe	Ross
Kenyon	Sewell
Leonard	Stevenson
Leyendecker	Tarwater

## Absent—Excused

Dollins	Mays
Harper	McCracken
Heflin	Monkhouse
Jones of Wise	Oliver
Leath	Smith of Tarrant

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Howard, Mr. Morse, Mr. Winfree, Mr. Heflin and Mr. Mann:

H. B. No. 1169, A bill to be entitled "An Act fixing the compensation of official shorthand reporters in District Courts in all counties having a population in excess of three hundred and fifty-five thousand (355,000) inhabitants, according to the last preceding or any future Federal Census, providing methods of payment, repealing all laws and parts of laws in conflict to the extent of such conflict only, and declaring an emergency."

Referred to the Committee on Counties.

Mr. Brown moved to introduce, at this time, and have placed on first reading, House Bill No. 1170.

The motion prevailed by the following vote:

Yeas—109

Alexander	Brown
Alsop	Burton
Amos	Callan
Baker	Carssow
Beckworth	Cathey
Bell	Cauthorn
Blankenship	Celaya
Boethel	Cleveland
Bond	Davis of Haskell
Boyer	Davis of Jasper
Bradbury	Davison of Fisher
Bradford	Davisson
Bridgers	of Eastland

Deglandon	McDonald
Derden	McKinney
Dickison	Metcalfe
England	Moffett
Farmer	Morse
Felty	Nicholson
Fielden	Petsch
Fox	Pope
Fuchs	Powell
Gibson	Prescott
Graves	Ragsdale
Hamilton	Reader
Hankamer	Reed of Bowie
Hanna	Reed of Dallas
Harbin	Rhodes
Hardin	Roark
Harris of Archer	Ross
Harris of Dallas	Russell
Harris of Dickens	Rutta
Hartzog	Schuenemann
Herzik	Settle
Holland	Sharpe
Hoskins	Shell
Huddleston	Simpson
Hyder	Skaggs
James	Smith of Hopkins
Johnson of Ellis	Smith
Johnson	of Matagorda
of Tarrant	Stocks
Jones of Angelina	Talbert
Jones of Atascosa	Tarwater
Kelt	Tennant
Kern	Tennyson
Knetsch	Thornberry
Langdon	Thornton
Lankford	Vale
Lanning	Waggoner
Little	Walker
Loggins	Weldon
London	Westbrook
Mann	Winfree
Mauritz	Wood
Lucas	Worley

## Absent

Adkins	Leyendecker
Bates	McConnell
Broadfoot	McFarland
Cagle	McKee
Colquitt	Morris
Dean	Newton
Harrell	Palmer
Howard	Patterson of Mills
Hull	Patterson
Jackson	of Travis
Jones of Falls	Quinn
Keefe	Riddle
Keith	Sewell
Kenyon	Stevenson
King	Stinson
Leonard	

## Absent—Excused

Dollins	Heflin
Harper	Jones of Wise

Leath  
Mays  
McCracken

Monkhouse  
Oliver  
Smith of Tarrant

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Brown:

H. B. No. 1170, A bill to be entitled "An Act making appropriation of certain sums of money, or so much thereof as may be necessary, out of the General Revenue Fund to pay taxes due by the State to the Rusk Independent School District, and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Boethel moved to introduce, at this time, and have placed on first reading, House Bill No. 1171.

The motion prevailed by the following vote:

Yeas—111

Adkins	Harbin
Alexander	Hardin
Alsup	Harris of Dallas
Amos	Harris of Dickens
Baker	Hartzog
Beckworth	Herzik
Bell	Holland
Blankenship	Hoskins
Boethel	Huddleston
Bond	Hull
Boyer	Hyder
Bradbury	James
Bridgers	Jonhson of Ellis
Brown	Johnson
Burton	of Tarrant
Cagle	Jones of Angelina
Callan	Jones of Atascosa
Carssow	Jones of Falls
Cauthorn	Kelt
Celaya	Kern
Cleveland	King
Davis of Haskell	Langdon
Davis of Jasper	Lankford
Davison of Fisher	Lanning
Davisson	Leyendecker
of Eastland	Little
Deglandon	Loggins
Derden	London
Dickison	Lucas
England	Mann
Farmer	Mauritz
Fielden	McConnell
Fox	McDonald
Fuchs	McKinney
Gibson	Metcalf
Hamilton	Moffett
Hankamer	Morris
Hanna	Morse

Nicholson	Simpson
Patterson of Mills	Skaggs
Petsch	Smith of Hopkins
Pope	Smith
Prescott	of Matagorda
Ragsdale	Stinson
Reader	Stocks
Reed of Bowie	Talbert
Reed of Dallas	Tennant
Rhodes	Tennyson
Riddle	Thornberry
Roark	Thornton
Ross	Vale
Russell	Walker
Rutta	Weldon
Schuenemann	Westbrook
Settle	Winfree
Sharpe	Wood
Shell	Worley

Nays—3

Knetsch	Waggoner
Powell	

Absent

Bates	Keith
Bradford	Kenyon
Broadfoot	Leonard
Cathey	McFarland
Colquitt	McKee
Dean	Newton
Felty	Palmer
Graves	Patterson
Harrell	of Travis
Harris of Archer	Quinn
Howard	Sewell
Jackson	Stevenson
Keefe	Tarwater

Absent—Excused

Dollins	Mays
Harper	McCracken
Heflin	Monkhouse
Jones of Wise	Oliver
Leath	Smith of Tarrant

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Boethel:

H. B. No. 1171, A bill to be entitled "An Act making an emergency appropriation out of the General Revenue Fund of the State of Texas to the Vienna School District, District No. 50, Lavaca County, Texas, for the construction of a school building, which was destroyed by flood, and declaring an emergency."

Referred to the Committee on Appropriations.

# RELATING TO COMPLIMENTARY HUNTING AND FISHING LICENSES

Mr. Harper offered the following resolution:

H. C. R. No. 122, Relating to complimentary hunting and fishing licenses.

Whereas, The State of Texas, is robed in the most varied and most beautiful scenery of fertile plains, rugged hills and mountains; and

Whereas, Our cities are second to none in their beauty and grandeur; and

Whereas, Our State is a network of the most beautiful rivers, lakes, creeks and dales, and is bordered by more than six hundred miles of scenic gulf line; and

Whereas, This Eminent Domain has the possibilities of a Fisherman's Paradise and a Huntsman's Haven; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the Game, Fish and Oyster Commission be, and they are hereby, authorized and empowered to send complimentary Hunting and Fishing License (not to exceed 100 in any one year) to our-of-state sportsmen, to be placed in the hands of those who will more widely advertise the great State of Texas and its playground.

HARPER,  
HOSKINS,  
MONKHOUSE,  
HARTZOG,  
JONES of Falls,  
DOLLINS,  
CLEVELAND,  
JACKSON,  
McFARLAND,  
FIELDEN,  
HOWARD,  
SHELL,  
WAGGONER.

The resolution was read second time.

Mr. Alsup raised a point of order, on consideration of the resolution, on the ground that the resolution attempts to amend the Statutes.

The Speaker sustained the point of order.

# RELATIVE TO THE SUSPENSION OF CERTAIN RULES FOR THE CONSIDERATION OF HOUSE BILL NO. 11

Mr. Tennyson offered the following resolution:

Whereas, The House of Representatives has passed to third reading House Bill No. 11, the General Utility Regulatory Act; and

Whereas, This measure is of such importance as to warrant early disposition in the House in order for same to reach the Senate for consideration before expiration of the Session; now, therefore, be it

Resolved by the House of Representatives, That the Regular Order of business be suspended immediately following the disposition of Senate Bill No. 140 and the House take up for consideration, at that time, House Bill No. 11 until final disposition has been made of said bill.

TENNYSON,  
KNETSCH,  
MOFFETT,  
BRADBURY,  
HARRIS of Archer.

The resolution was read second time, and was adopted by the following vote:

Yeas—93

Adkins	Herzik
Alexander	Holland
Alsup	Hoskins
Amos	Huddleston
Baker	Hull
Beckworth	Hyder
Bell	Johnson of Ellis
Boethel	Johnson
Bond	of Tarrant
Bradbury	Jones of Angelina
Bradford	Jones of Falls
Bridgers	Keith
Brown	Kelt
Burton	Kern
Carssow	King
Cauthorn	Knetsch
Cleveland	Langdon
Davis of Haskell	Lankford
Davis of Jasper	Lanning
Davison of Fisher	Leyendecker
Davison	Little
of Eastland	London
Dean	Lucas
Derden	Mann
Dickison	Mauritz
England	McConnell
Farmer	McDonald
Felty	Metcalf
Fielden	Moffett
Fox	Morris
Fuchs	Palmer
Gibson	Patterson of Mills
Hankamer	Petsch
Harbin	Powell
Harrell	Reader
Harris of Archer	Reed of Dallas
Harris of Dickens	Rhodes

Roark	Tarwater
Ross	Tennant
Russell	Tennyson
Rutta	Thornberry
Sharpe	Thornton
Simpson	Vale
Skaggs	Waggoner
Smith	Walker
of Matagorda	Weldon
Stocks	Winfree
Talbert	Worley

## Nays—18

Blankenship	Leonard
Boyer	McKee
Callan	Nicholson
Celaya	Patterson
Deglandon	of Travis
Hamilton	Prescott
Hardin	Reed of Bowie
Harris of Dallas	Settle
James	Wood
Jones of Atascosa	

## Present—Not Voting

Loggins

## Absent

Bates	Morse
Broadfoot	Newton
Cagle	Pope
Cathey	Quinn
Colquitt	Ragsdale
Graves	Riddle
Hanna	Schuenemann
Hartzog	Sewell
Howard	Shell
Jackson	Smith of Hopkins
Keefe	Stevenson
Kenyon	Stinson
McFarland	Westbrook
McKinney	

## Absent—Excused

Dollins	Mays
Harper	McCracken
Heflin	Monkhouse
Jones of Wise	Oliver
Leath	Smith of Tarrant

EXPRESSING APPRECIATION TO  
WILLIAM J. DISCH

Mr. Jones of Angelina offered the following resolution:

Whereas, On Wednesday, May 5, 1937, the University of Texas, through Mr. Wm. J. Disch, extended to several Members of the House the use of its baseball facilities and equipment, in order that those Members might enjoy a brief period of recreation; now, therefore, be it

Resolved by the House of Representatives, That we extend our sincere thanks to the University and to

Mr. Disch for these favors; and, be it further

Resolved, That the Chief Clerk of the House be instructed to forward a copy of this resolution to Mr. Disch.

JONES of Angelina,  
ROARK,  
HARRIS of Dallas,  
THORNTON,  
JOHNSON of Tarrant,  
BOETHEL,  
JONES of Wise.

The resolution was read second time, and was adopted.

ENDORISING THE GONZALES  
WARM SPRINGS FOR  
CRIPPLED CHILDREN

Mr. Hoskins offered the following resolution:

Whereas, There are many thousands of crippled children in Texas whose condition could be greatly improved by scientific treatment in warm swimming baths, similar to those at Warm Springs, Georgia; and

Whereas, The water suitable for such treatment lies abundantly at our doors in the form of natural springs and artesian wells, if we are disposed to develop them and use them to advantage; and

Whereas, Such waters are found in Gonzales County, Texas, fifty-five (55) miles south of Austin, Texas, where the people have generously voted bonds for the purchase of a forty (40) acre site, adjoining the beautiful four hundred (400) acres Gonzales-Palmeto State Park, accessible to all Texas by good paved highways, and who are eager and willing to establish and maintain a crippled children's center of first-class, for the relief and treatment of crippled children; and

Whereas, This site has been approved as one of the most ideal in Texas, and has the approval and support of the Texas Society for Crippled Children, the International Society for Crippled Children, the Rotary Clubs, the Grand Lodge I. O. O. F., Women's Federation of Clubs of South Texas, the Associated Press, the United Press, the San Antonio Junior Chamber of Commerce and other organizations; now, therefore, be it

Resolved by the House of Representatives, That the House endorse the work of the Gonzales Warm Springs Foundation of Texas, and pledge it our earnest, moral support as one of the

most worthy projects yet conceived for the benefit of the unfortunate children, who are victims of disease; and, be it further

Resolved, That the Chief Clerk of the House send a copy of this resolution to Honorable Franklin D. Roosevelt, President of the United States, who has shown a keen interest in the Warm Springs Foundation at Warm Springs, Georgia, and a warm sympathy for the cause of the treatment of crippled children everywhere.

HOSKINS,  
DAVIS of Haskell,  
STOCKS,  
FELTY,  
SCHUENEMANN,  
SHELL,  
CLEVELAND,  
BELL,  
BURTON.

The resolution was read second time, and was adopted.

**RELATIVE TO THE SUSPENSION  
OF CERTAIN RULES FOR THE  
CONSIDERATION OF SEN-  
ATE BILL NO. 276**

Mr. McKinney offered the following resolution:

Whereas, Senate Bill No. 276 is now on the House calendar; and

Whereas, Senate Bill No. 276 provides for relief of certain counties in East Texas, which said counties have had more than one-half of their taxable valuation taken away from them by the Federal Government; and

Whereas, Said counties are now bankrupt and in need of immediate relief; now, therefore, be it

Resolved, That all necessary rules be suspended and that immediately upon the final passage of Senate Bill No. 140 the House take up and consider until the same is finally disposed of, Senate Bill No. 276.

McKINNEY,  
LOGGINS,  
WESTBROOK,  
OLIVER.

The resolution was read second time.

Mr. Davison of Fisher moved to table the resolution.

The motion to table was lost.

The resolution was lost by the following vote (not receiving the necessary two-thirds vote):

**Yeas—71**

Adkins	Keefe
Alexander	Kenyon
Alsup	King
Amos	Langdon
Baker	Lanning
Bates	Leyendecker
Bell	Little
Boethel	Loggins
Boyer	Lucas
Bradbury	Mann
Bridgers	Mauritz
Brown	McKee
Carssow	McKinney
Cathey	Metcalfe
Cleveland	Moffett
Davis of Haskell	Newton
Davis of Jasper	Patterson of Mills
Davison	Prescott
of Eastland	Ragsdale
Dean	Rhodes
Felty	Roark
Gibson	Rutta
Hankamer	Schuenemann
Harbin	Sewell
Harris of Dallas	Sharpe
Harris of Dickens	Shell
Hartzog	Simpson
Herzik	Smith
Holland	of Matagorda
Hoskins	Stocks
Hull	Tennant
Jackson	Tennyson
Johnson	Vale
of Tarrant	Walker
Jones of Angelina	Westbrook
Jones of Atascosa	Winfree
Jones of Falls	Wood

**Nays—46**

Beckworth	Lankford
Blankenship	London
Bradford	McConnell
Burton	McDonald
Cagle	Morris
Callan	Nicholson
Davison of Fisher	Palmer
Deglandon	Patterson
Derden	of Travis
Dickison	Petsch
England	Reed of Bowie
Farmer	Reed of Dallas
Fielden	Riddle
Fox	Ross
Graves	Russell
Hamilton	Settle
Hanna	Skaggs
Hardin	Stevenson
Harris of Archer	Stinson
James	Talbert
Johnson of Ellis	Tarwater
Keith	Waggoner
Kern	Worley
Knetsch	

## Absent

Bond	Leonard
Broadfoot	McFarland
Cauthorn	Morse
Celaya	Pope
Colquitt	Powell
Fuchs	Quinn
Harrell	Reader
Howard	Smith of Hopkins
Huddleston	Thornberry
Hyder	Thornton
Kelt	Weldon

## Absent—Excused

Dollins	Mays
Harper	McCracken
Heflin	Monkhouse
Jones of Wise	Oliver
Leath	Smith of Tarrant

**APPOINTMENT OF CONFERENCE COMMITTEE ON  
HOUSE BILL NO. 982**

The Speaker announced the appointment of the following conference committee, on the part of the House, on House Bill No. 982:

Messrs. Nicholson, Howard, Dickson, Hull and Stinson.

**SENATE BILL NO. 140 ON  
PASSAGE TO THIRD  
READING**

The Speaker laid before the House, as unfinished business, on its passage to third reading,

S. B. No. 140, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary Institutions of the State of Texas for the two-year period beginning September 1, 1937, and ending August 31, 1939, and prescribing certain regulations and restrictions in respect to the expenditure of said appropriations, and declaring an emergency."

The bill having been read second time on yesterday, with committee amendment offered by Mr. Graves, pending.

Mr. Fielden moved that further consideration of Senate Bill No. 140 be postponed indefinitely.

Mr. Stevenson moved to table the motion by Mr. Fielden.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—115

Adkins	Kelt
Alexander	Kenyon
Alsup	Kern
Amos	King
Baker	Knetsch
Beckworth	Langdon
Bell	Lanning
Blankenship	Leonard
Boethel	Leyendecker
Bond	London
Bradbury	Lucas
Bradford	Mauritz
Bridgers	McConnell
Broadfoot	McDonald
Brown	McFarland
Burton	McKee
Cagle	McKinney
Callan	Metcalfe
Carssow	Moffett
Cathey	Morris
Cauthorn	Newton
Cleveland	Nicholson
Colquitt	Patterson
Davis of Haskell	of Travis
Davis of Jasper	Petsch
Davison of Fisher	Powell
Davison	Quinn
of Eastland	Reed of Bowie
Dean	Reed of Dallas
Deglandon	Roark
Derden	Russell
Dickison	Rutta
England	Schuenemann
Fuchs	Settle
Gibson	Sewell
Graves	Sharpe
Hamilton	Shell
Hankamer	Simpson
Hanna	Skaggs
Harbin	Smith of Hopkins
Harrell	Smith
Harris of Archer	of Matagorda
Harris of Dallas	Stevenson
Harris of Dickens	Stinson
Herzik	Stocks
Hoskins	Talbert
Howard	Tarwater
Huddleston	Tennant
Hull	Tennyson
Hyder	Thornberry
Jackson	Thornton
James	Vale
Johnson of Ellis	Waggoner
Johnson	Walker
of Tarrant	Weldon
Jones of Angelina	Westbrook
Jones of Atascosa	Winfree
Jones of Falls	Wood
Keefe	Worley
Keith	



## Nays—9

Farmer	Mann
Fielden	Patterson of Mills
Fox	Prescott
Hardin	Ross
Loggins	

## Absent

Bates	Little
Boyer	Morse
Celaya	Palmer
Felty	Pope
Hartzog	Ragsdale
Holland	Reader
Lankford	Riddle

## Absent—Excused

Dollins	McCracken
Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Rhodes
Leath	Smith of Tarrant
Mays	

Mr. Colquitt offered the following amendment to the committee amendment:

Amend Senate Bill No. 140, page 45, line 11, to provide for two Dentists at the Terrell State Hospital and making the appropriation of "\$3,600" annually.

COLQUITT,  
CALLAN,  
BECKWORTH,

On motion of Mr. Settle, the amendment was tabled.

Mr. Beckworth offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 140, by striking out wherever they occur all figures indicative of a salary of less than \$50.00 per month except where such salary is for a Dentist or Doctor and insert in lieu thereof a sum which will be conducive to raising each of these monthly salaries of less than \$50.00 Dollars a month Five (\$5.00) Dollars per month.

BECKWORTH,  
LONDON,  
JOHNSON of Ellis.

The point of order was raised that the amendment was vague and indefinite.

The Speaker sustained the point of order.

Mr. Bradbury offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, by striking out the figures "\$1,080.00" in line 6, page 3, and insert in lieu thereof the following "\$1,200.00."

Mr. Settle moved to table the amendment by Mr. Bradbury.

The motion to table was lost.

Mr. Thornberry offered the following substitute for the amendment by Mr. Bradbury:

Amend committee amendment to Senate Bill No. 140, by striking out the figures "\$1,080.00" in line 6, page 3 and insert in lieu thereof the figures "\$1,200.00," and by making the same change at all eleemosynary institutions wherever the same item appears.

Mr. Beckworth raised a point of order, on consideration of the amendment, on the ground that the amendment is vague and indefinite.

The Speaker sustained the point of order.

Question then recurring on the amendment by Mr. Bradbury, it was adopted.

Mr. Reader offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140 wherever the word "Pharmacist" appears in the bill, add the following: "with board and laundry for self and family".

Mr. Beckworth raised a point of order on consideration of the amendment, on the ground that the amendment is vague and indefinite.

The Speaker sustained the point of order.

Mr. Reed of Bowie offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 2, line 15, by striking out the figures "\$3,250.00" and inserting in lieu thereof the figures "\$2,400.00."

On motion of Mr. Graves, the amendment was tabled.

Mr. Winfree offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, by striking out in line 7, page 18, the figures "\$720.00" in each instance where they appear, and insert in lieu thereof the figures "780.00."

The amendment was adopted.  
(Mr. Alsop in the Chair.)

Mr. Winfree offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, by striking out in line 10, page 18, the figures "\$1,350.00" in each instance where they appear, and inserting in lieu thereof the figures "\$1,380.00", and after the words "Chief Engineer" add the following: "with meals and laundry".

The amendment was adopted.

Mr. Bradbury offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 3, line 29, striking out the figures "\$810.00" and insert in lieu thereof the following: "\$900.00".

On motion of Mr. Graves, the amendment was tabled.

Mr. Sharpe moved the previous question on the committee amendment and the passage of Senate Bill No. 140 to third reading, and the motion was not seconded.

Mr. Bradbury offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 3, line 12, by striking out the figures "\$474.00" and insert in lieu thereof the following: "\$545.00".

The amendment was adopted.

Mr. Graves offered the following committee amendments to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 4, line 36, by striking out the amount in each column and inserting in lieu thereof the following: "\$4,200.00—\$4,200.00".

Amend committee amendment to Senate Bill No. 140, page 6, line 12, by striking out the amount in the first column and inserting in lieu thereof the following: "\$2,400.00".

Amend committee amendment to Senate Bill No. 140, page 3, line 11, by striking out the amount in each column and inserting in lieu thereof the following: "\$924.00—\$924.00".

Amend committee amendment to Senate Bill No. 140, page 3, line 14, by striking out the amount in each

column and inserting in lieu thereof the following: "\$480.00—\$480.00".

Amend committee amendment to Senate Bill No. 140, page 4, line 18, by striking out the amount in each column and inserting in lieu thereof the following: "\$5,500.00—\$16,500.00".

Amend committee amendment to Senate Bill No. 140, page 4, line 40, by striking out the amount in the first column and inserting in lieu thereof the following: "\$6,000.00".

The amendments were severally adopted.

Mr. Beckworth offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 140, by inserting after the appropriation for Girls' Training School at Gainesville, page 27, line 23, the following:

"There is hereby appropriated the sum of \$200,000.00 for the purpose of establishing a colored Girls Training School and providing for maintenance of said school in compliance with Article 3259a, Acts, 1927, Fortieth Legislature, page 441, Chapter 293."

BECKWORTH,  
McDONALD.

Mr. Stocks moved to table the amendment by Mr. Beckworth.

The motion to table was lost.

Question then recurring on the amendment by Mr. Beckworth, it was lost.

Question—Shall committee amendment No. 1 be adopted?

(Speaker in the Chair.)

#### MESSAGE FROM THE SENATE

Austin, Texas, May 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the conference committee report on House Bill No. 397 by the following vote: Yeas, 23; Nays, 5.

Adopted the conference committee report on Senate Bill No. 472 by the following vote: Yeas, 29; Nays, 0.

Adopted the conference committee report on Senate Bill No. 476 by the following vote: Yeas, 28; Nays, 1.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

**EXPRESSING APPRECIATION OF  
THE HOUSE TO THE  
CITIZENS OF AUSTIN**

Mr. Boethel offered the following resolution:

Whereas, On Thursday evening, May 6, 1937, the Members of the House of Representatives, their wives and friends, were the guests of the citizens of Austin at a barbecue dinner, an entertainment, and a dance at Barton Springs; and

Whereas, This display of hospitality was thoroughly enjoyed by the Members of the House of Representatives, and wives and friends; and

Whereas, The association at this entertainment resulted in a closer feeling of friendship and understanding between the Members of the Legislature and citizens of Austin; now, therefore, be it

Resolved by the House of Representatives, That it take this means of expressing its thanks and heart felt appreciation for the hospitality extended by the citizens of Austin; and, be it further

Resolved, That the Chief Clerk of the House be instructed to send to the Mayor of Austin a copy of this resolution.

The resolution was read second time.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Amos, Baker, Bates, Beckworth, Bell, Blankenship, Bond, Boyer, Bradbury, Bradford, Bridgers, Broadfoot, Brown, Burton, Cagle, Callan, Carssow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davisson of Eastland, Dean, Deglandon, Derden, Dickison, Dollins, England, Farmer, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Hoskins, Howard, Huddleston, Hull, Hyder, Jackson, James, Johnson of Ellis, Johnson of Tarrant, Jones of Angelina, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McConnell, McCracken, McDonald, McFarland, McKee, McKinney, Metcalfe, Moffett, Monkhouse, Morris, Morse, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Pres-

cott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuene-mann, Settle, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberry, Thornton, Vale, Waggoner, Walker, Weldon, Westbrook, Winfree, Wood and Worley.

On motion of Mr. Harris of Dickens, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

**BILLS SIGNED BY THE  
SPEAKER**

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 790, "An Act repealing House Bill 124, Chapter 456, Acts of the First Called Session of the Forty-fourth Legislature, relating to the selling, taking or possession, for barter or sale, of wild fox or the pelt, in Newton and Jasper Counties."

H. B. No. 277, "An Act providing relief for the Old Glory Rural High Common School District No. 4 of Stonewall County, Texas, in replacing buildings and equipment destroyed by a disastrous fire on December 13th, 1936; making an appropriation for said District to replace said buildings and equipment, and declaring an emergency."

H. B. No. 1034, "An Act conferring authority on State Parks Board to acquire for use as a public park a tract of land situated on Padre Island, prescribing the terms and conditions under which such purchase can be made; . . . etc., and declaring an emergency."

**RECESS**

Mr. Bond moved that the House recess until 2:30 o'clock p. m., today.

Mr. Tennyson moved that House recess until 2:00 o'clock p. m., today.

Mr. Sewell moved that the House recess until 10:00 o'clock a. m., next Monday.

Question first recurring on the motion to recess until 2:00 o'clock p. m.,

today, it prevailed, and the House, accordingly, at 12:10 o'clock p. m., took recess until 2:00 o'clock p. m., today.

#### AFTERNOON SESSION

The House met at 2:00 o'clock p. m., and was called to order by the Speaker.

#### LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Worley was granted leave of absence for this afternoon, on account of illness in his family, on motion of Mr. Baker.

Mr. Smith of Matagorda was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Alexander.

Mr. Reader was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Fox.

Mr. Roark was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Langdon.

Mr. Mann was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Leonard.

Mr. Farmer was granted leave of absence for this afternoon, on account of illness in his family, on motion of Mr. Amos.

#### MESSAGE FROM THE SENATE

Austin, Texas, May 7, 1937.  
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee to adjust the differences between the two Houses on House Bill No. 560.

The following have been appointed on the part of the Senate:

Senators Nelson, Small, Neal, Newton and Winfield.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 472

Mr. Keith, Chairman, submitted the following Conference Committee Report on Senate Bill No. 472:

Committee Room,  
Austin, Texas, May 3, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and House on Senate Bill No. 472, have had same under consideration and beg leave to report that we have adjusted these differences, and recommend the passage of Senate Bill No. 472 in the form attached hereto.

Respectfully submitted,

VAN ZANDT,  
WESTERFELD,  
COTTEN,  
ISBELL,  
SHIVERS,

On the part of the Senate:

KEITH,  
STOCKS,  
HAMILTON,  
WAGGONER,

On the part of the House.

S. B. No. 472

#### A BILL

#### To Be Entitled

An Act amending Article 1645 of the Revised Civil Statutes of the State of Texas of 1925, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, by adding thereto a new section to be known as Article 1645a; providing that certain county auditors may act as County Purchasing Agents under certain conditions in certain counties; providing for their compensation as purchasing agents; providing the method of imposing such duties and the manner of paying; prescribing the duties of certain County Auditors in counties having a population of more than three hundred and twenty thousand (320,000) and less than three hundred and fifty-five thousand (355,000) according to the last preceding or any future Federal Census, in relation to common school funds, records, and accounts, and authorizing such Auditor to make reasonable rules and regulations with reference thereto; authorizing the Auditor to require a detailed report of the records of certain designated persons; requiring such Audi-

tor to make an annual audit of such records and file a report of same with the Commissioners' Court; requiring all common school district funds to be deposited in the School Depository and regulating the disbursement of said fund in such counties; prescribing the manner for making purchases out of such school fund in certain counties; providing for a savings clause, and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. That Article 1645 of the Revised Civil Statutes of the State of Texas of 1925, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, be, and the same is hereby amended by adding a new section to be known as Article 1645a, and to hereafter read, as follows:

"Article 1645a. That in all counties having a population of not less than twenty-four thousand one hundred and twenty-five (24,125) nor more than twenty-four thousand one hundred and fifty (24,150) according to the last preceding Federal Census, and employing a County Auditor, said County Auditor, in addition to the regular duties performed by him as required by law, shall act as Purchasing Agent for the county, when so directed by order of the Commissioners' Court of such County, and such Auditor shall receive as compensation for such additional services as Purchasing Agent, a sum not to exceed Six Hundred (\$600.00) Dollars annually, payable in twelve (12) equal monthly installments, such compensation to be in addition to that allowed by law for such Auditor, and to be payable out of the general revenue of such county. Provided that in all counties having a population of not less than forty-three thousand (43,000) and not more than forty-three thousand one hundred (43,100) according to the last preceding Federal Census, and employing a County Auditor, said County Auditor, in addition to the regular duties performed by him as required by law, shall act as Purchasing Agent for the County, and such Auditor shall receive as compensation for such additional services as Purchasing Agent the sum of Six Hundred (\$600.00) Dollars annually, payable in twelve (12) equal monthly installments, such compensation to be in addition to that allowed by law for such Auditor, and to be payable

out of the general revenue of such county. Provided, further, that in all counties having a population in excess of sixty-five thousand (65,000) inhabitants according to the last preceding Federal Census, and having a tax valuation of not more than Forty Million (\$40,000,000.00) Dollars, according to the last approved tax rolls, and containing at least two incorporated cities of more than thirteen thousand five hundred (13,500) population each, according to the last preceding Federal Census, such Auditor shall, in addition to his regular duties as Auditor, constitute the Purchasing Agent of such county when so directed by order of the Commissioners' Court of such county, and such Auditor shall receive as compensation for such additional services as Purchasing Agent a sum not to exceed Nine Hundred (\$900.00) Dollars annually, payable in twelve (12) equal monthly installments, and such compensation shall be in addition to that allowed by law for such Auditor, and payable out of the general revenue of such county. Provided, further, that the County Auditor in all counties having a population of more than three hundred and twenty thousand (320,000) and less than three hundred and fifty-five thousand (355,000) inhabitants, according to the last preceding Federal Census, shall hereinafter be the Auditor for all of the Common School Districts of such counties, and as such Auditor shall prescribe the system of accounting to be used by such Common School Districts, and shall have full authority to make all reasonable rules and regulations, regulating the manner in which all accounts shall be kept, and to require such reports of the County School Superintendent, and the Common School District Trustees, as in his judgment are best for the proper accounting of such fund; he shall have authority to require the School Depository, the County Superintendent, and all Common School District Trustees, or any other person that has custody or control of any school fund, a detailed report of their records, and at the close of each fiscal year, he shall make a detailed audit of all records and accounts that concern the Common School Fund, and file his report with the Commissioners' Court of said county; and all of the monies belonging to the Common School District System in such counties shall be deposited in the depository when re-

ceived, and, thereafter, the depository in such counties shall not pay out any such money of the Common School District, unless the bill, account, or claim has been audited and approved, and the checks drawn against same are countersigned by the County Auditor, and the County Purchasing Agent of such counties shall act as Purchasing Agent for Common School Districts of the County, and all purchases of every kind and character shall be made by such Purchasing Agent on competitive bids in the same manner, and subject to the same restrictions, as purchases for the County are made.

Section 2. If any section, sentence or any part whatever of this Act should be held to be unconstitutional or invalid, the same shall not affect the remaining portion of this Act and it is hereby declared that the Legislature would have passed that part which is constitutional and valid.

Section 3. The fact that there is no provision now made by law for a County Auditor to act as purchasing agent, and the fact that such a provision would effect economies in many counties, and the further fact that there is no law requiring an audit of the Common School Fund in certain counties, and no law governing the expenditures of the fund, creates an emergency, and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days, be and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

On motion of Mr. Keith, the report was adopted by the following vote:

Yeas—114

Alsup	Cauthorn
Amos	Celaya
Baker	Cleveland
Bates	Colquitt
Beckworth	Davis of Haskell
Bell	Davis of Jasper
Boethel	Davison of Fisher
Bond	Davison
Boyer	of Eastland
Bradbury	Deglandon
Bridgers	Derden
Broadfoot	Dickison
Brown	Dollins
Burton	England
Callan	Farmer
Carssow	Felty
Cathey	Fielden

Fuchs	Morse
Gibson	Newton
Hamilton	Nicholson
Hankamer	Palmer
Hanna	Patterson of Mills
Harbin	Patterson
Hardin	of Travis
Harrell	Petsch
Harris of Dallas	Pope
Harris of Dickens	Powell
Hartzog	Prescott
Holland	Quinn
Hoskins	Ragsdale
Huddleston	Reed of Bowie
Hull	Reed of Dallas
Hyder	Rhodes
Jackson	Riddle
James	Russell
Johnson of Ellis	Rutta
Johnson	Schuenemann
of Tarrant	Settle
Jones of Angelina	Sewell
Jones of Falls	Sharpe
Keefe	Shell
Keith	Simpson
Kelt	Skaggs
Kern	Smith of Hopkins
King	Smith of Tarrant
Langdon	Stinson
Lanning	Stocks
Little	Talbert
London	Tarwater
Lucas	Tennant
Mauritz	Tennyson
McConnell	Thornberry
McDonald	Thornton
McFarland	Vale
McKee	Waggoner
McKinney	Walker
Metcalf	Winfree
Moffett	Wood
Morris	

Nays—4

Adkins	Ross
Graves	Weldon

Present—Not Voting

Westbrook

Absent

Alexander	Jones of Atascosa
Blankenship	Kenyon
Bradford	Knetsch
Cagle	Lankford
Dean	Leonard
Fox	Leyendecker
Harris of Archer	Loggins
Herzik	Stevenson
Howard	

Absent—Excused

Harper	Leath
Heflin	Mann
Jones of Wise	Mays

McCracken  
Monkhouse  
Oliver  
Reader

Roark  
Smith  
of Matagorda  
Worley

**ADOPTION OF CONFERENCE  
COMMITTEE REPORT ON  
SENATE BILL NO. 247**

The Speaker laid before the House, for consideration at this time, the Conference Committee Report on Senate Bill No. 247.

The report having been submitted to the House on last Friday, April 30, and printed in the Journal on that date.

On motion of Mr. Petsch, the report was adopted.

**RELATIVE TO SUSPENSION OF  
CERTAIN RULES**

Mr. Hartzog offered the following resolution:

H. C. R. No. 123, Relative to the suspension of certain Rules.

Be It Resolved by the House of Representatives of the State of Texas, the Senate concurring, That all Joint Rules of the House and Senate be, and they are hereby suspended for the purpose of permitting the Senate to consider House Bill No. 671 until the same is finally disposed of.

The resolution was read second time, and was adopted by the following vote:

**Yeas—95**

Adkins	Felty
Alsup	Fielden
Baker	Fuchs
Bates	Gibson
Beckworth	Hamilton
Bell	Hankamer
Boethel	Hanna
Bond	Harbin
Boyer	Harris of Dallas
Bradbury	Harris of Dickens
Burton	Hartzog
Cagle	Holland
Callan	Hoskins
Carssow	Huddleston
Cauthorn	Hull
Celaya	Hyder
Colquitt	Jackson
Davis of Haskell	James
Davison of Fisher	Johnson of Ellis
Davison	Johnson
of Eastland	of Tarrant
Derden	Jones of Angelina
Dickison	Jones of Falls
Dollins	Keefe
England	Keith

Kelt  
Kenyon  
King  
Langdon  
Lanning  
Little  
Loggins  
London  
Lucas  
McDonald  
McKee  
McKinney  
Moffett  
Morris  
Morse  
Newton  
Patterson  
of Travis  
Pope  
Powell  
Prescott  
Quinn  
Ragsdale  
Reed of Bowie

Reed of Dallas  
Rhodes  
Riddle  
Russell  
Rutta  
Schuenemann  
Settle  
Sharpe  
Shell  
Simpson  
Smith of Hopkins  
Smith of Tarrant  
Stinson  
Stocks  
Talbert  
Tennant  
Thornberry  
Thornton  
Vale  
Waggoner  
Walker  
Weldon  
Winfree  
Wood

**Nays—10**

Amos	McConnell
Broadfoot	Palmer
Brown	Ross
Hardin	Skaggs
Kern	Westbrook

**Present—Not Voting**

Cleveland	Tarwater
Deglandon	

**Absent**

Alexander	Jones of Atascosa
Blankenship	Knetsch
Bradford	Lankford
Bridgers	Leonard
Cathey	Leyendecker
Davis of Jasper	Mauritz
Dean	McFarland
Farmer	Metcalfe
Fox	Nicholson
Graves	Patterson of Mills
Harrell	Petsch
Harris of Archer	Sewell
Herzik	Stevenson
Howard	Tennyson

**Absent—Excused**

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley

RELATIVE TO THE SUSPENSION  
OF CERTAIN RULES FOR THE  
CONSIDERATION OF HOUSE  
BILL NO. 670

Mr. Loggins offered the following resolution:

Whereas, House Bill No. 670 is on second reading; and

Whereas, House Bill No. 670 provides for relief of Trinity and San Jacinto Counties in East Texas, which said Counties have had more than one-half of their taxable valuation taken away from them by the Federal Government; and

Whereas, Said Counties are now bankrupt and in need of immediate relief; now, therefore, be it

Resolved, That all necessary rules be suspended and that immediately upon the final passage of Senate Bill No. 140, and House Bills Nos. 398 and 351, the House take up and consider, until the same is finally disposed of, House Bill No. 670.

LOGGINS.

McKINNEY.

The resolution was read second time.

Mr. McConnell moved to postpone further consideration of the resolution until the resolution period on the next legislative day.

Mr. Loggins moved to table the motion by Mr. McConnell.

The motion to table prevailed.

Question then recurring on the resolution by Mr. Loggins, it was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—66

Alexander	Fuchs
Baker	Gibson
Bates	Hamilton
Bell	Hanna
Boethel	Harbin
Bond	Harrell
Boyer	Herzik
Bradbury	Holland
Brown	Hoskins
Cagle	Hull
Callan	Hyder
Carssow	Johnson of Ellis
Cauthorn	Jones of Angelina
Davis of Haskell	Jones of Atascosa
Derden	King
Dickison	Lanning
Dollins	Little
England	Loggins
Fielden	Lucas
Fox	Mauritz

McDonald	Shell
McKee	Simpson
McKinney	Smith of Tarrant
Morse	Stevenson
Nicholson	Stocks
Patterson of Mills	Talbert
Patterson	Tennant
of Travis	Thornton
Quinn	Vale
Ragsdale	Walker
Rhodes	Westbrook
Russell	Winfree
Rutta	Wood
Sharpe	

Nays—50

Adkins	Kelt
Alsup	Kenyon
Amos	Kern
Blankenship	Knetsch
Bridgers	Langdon
Broadfoot	Lankford
Burton	Leyendecker
Cathey	London
Cleveland	McConnell
Colquitt	Metcalfe
Davisson	Moffett
of Eastland	Morris
Deglandon	Palmer
Farmer	Petsch
Felty	Prescott
Graves	Reed of Bowie
Hankamer	Reed of Dallas
Hardin	Riddle
Harris of Archer	Ross
Harris of Dallas	Schuenemann
Huddleston	Smith of Hopkins
Jackson	Stinson
Johnson	Tarwater
of Tarrant	Tennyson
Jones of Falls	Thornberry
Keefe	Waggoner

Absent

Beckworth	Keith
Bradford	Leonard
Celaya	McFarland
Davis of Jasper	Newton
Davison of Fisher	Pope
Dean	Powell
Harris of Dickens	Settle
Hartzog	Sewell
Howard	Skaggs
James	Weldon

Absent—Excused

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley



**RELATIVE TO THE SUSPENSION  
OF CERTAIN RULES FOR THE  
CONSIDERATION OF SENATE  
BILL NO. 477**

Mr. McFarland offered the following resolution:

Whereas, The present session of the Legislature will probably adjourn sine die at an early date; and

Whereas, Senate Bill No. 477 is a very important piece of legislation and should be promptly considered; now, therefore, be it

Resolved, That the House of Representatives suspend the regular order of business and consider Senate Bill No. 477 beginning at 2:30 p. m., May 10, 1937, until finally disposed of.

McFARLAND,  
TENNYSON,  
DAVISON of Fisher,  
METCALFE,  
BRADBURY,  
JONES of Atascosa,  
HERZIK,  
POWELL,  
HARRIS of Archer,  
ALEXANDER,  
MOFFETT,  
GIBSON,  
JOHNSON of Tarrant,  
BOND,  
QUINN,  
KNETSCH,  
HOWARD,  
SMITH of Matagorda,  
AMOS,  
HEFLIN,  
ROARK,  
LITTLE,  
CELAYA,  
LEONARD,  
DAVIS of Jasper,  
ENGLAND,  
COLQUITT,  
BELL,  
PATTERSON of Travis,  
HAMILTON,  
ROSS,  
HOLLAND,  
LEYENDECKER,  
BRIDGERS,  
PETSCH,  
KEEFE,  
KELT,  
McKINNEY,  
SMITH of Hopkins,  
PATTERSON of Mills.

The resolution was read second time.

Mr. McConnell moved to table the resolution by Mr. McFarland.

The motion to table prevailed.

**SENATE BILL NO. 140 ON  
PASSAGE TO THIRD  
READING**

The House resumed consideration of pending business, same being Senate Bill No. 140, relative to making certain appropriations for support of State Eleemosynary Institutions, with committee amendment by Mr. Graves, pending.

Mr. Keefe offered the following amendment to the committee amendment:

Amend Senate Bill No. 140, page 30, line 15, by striking out the figures "\$82.50" and inserting in lieu thereof the following figures "\$90.00", and making the totals to conform.

The amendment was adopted.

Mr. Fielden moved to reconsider the vote by which the amendment by Mr. Keefe was adopted.

The motion to reconsider prevailed.

Mr. Tennyson moved that debate be limited to three minutes each, for the opponents and proponents of each amendment to the committee amendment.

The roll of the House was called on the above motion, and the vote announced as follows:

**Yeas—75**

Adkins	Hull
Alexander	Hyder
Alsup	James
Amos	Johnson of Ellis
Boethel	Jones of Angelina
Burton	Jones of Falls
Callan	Kelt
Carssow	Kern
Cleveland	Knetsch
Davis of Haskell	Langdon
Davis of Jasper	Lanning
Davisson	Loggins
of Eastland	London
Deglandon	Lucas
Derden	McConnell
Dollins	McDonald
Farmer	McFarland
Felty	McKee
Fox	Metcalfe
Fuchs	Moffett
Hamilton	Morse
Harrell	Newton
Harris of Archer	Palmer
Harris of Dickens	Patterson of Mills
Holland	Patterson
Hoskins	of Travis
Huddleston	Petsch

Powell	Stocks
Quinn	Talbert
Ragsdale	Tarwater
Reed of Bowie	Tennant
Reed of Dallas	Tennyson
Rhodes	Thornberry
Russell	Waggoner
Rutta	Walker
Settle	Weldon
Sharpe	Westbrook
Simpson	Winfree
Smith of Hopkins	

## Nays—15

Beckworth	Fielden
Bell	Keith
Bradbury	Kenyon
Broadfoot	Prescott
Brown	Ross
Cauthorn	Skaggs
Dickison	Smith of Tarrant
England	

## Present—Not Voting

Bridgers

## Absent

Baker	Johnson
Bates	of Tarrant
Blankenship	Jones of Atascosa
Bond	Keefe
Boyer	King
Bradford	Lankford
Cagle	Leonard
Cathey	Leyendecker
Celaya	Little
Colquitt	Mauritz
Davison of Fisher	McKinney
Dean	Morris
Gibson	Nicholson
Graves	Pope
Hankamer	Riddle
Hanna	Schuenemann
Harbin	Sewell
Hardin	Shell
Harris of Dallas	Stevenson
Hartzog	Stinson
Herzik	Thornton
Howard	Vale
Jackson	Wood

## Absent—Excused

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley

The point of order was raised that there was not a quorum present.

The Speaker sustained the point of order.

Mr. Reed of Bowie moved a call of the House for the purpose of securing and maintaining a quorum until 4:00 o'clock p. m., today, and the call was duly ordered.

Mr. Reed of Bowie moved that the Sergeant-at-Arms be instructed to bring in all absent Members within the city who are not ill.

The motion prevailed.

The roll of the House was called, and a quorum was announced present.

Question again recurring upon the motion by Mr. Tennyson, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—93

Adkins	Kern
Alsup	King
Bates	Knetsch
Beckworth	Langdon
Boethel	Lanning
Bond	Little
Boyer	Loggins
Bridgers	London
Burton	Lucas
Callan	Mauritz
Carssow	McConnell
Cathey	McDonald
Cauthorn	McFarland
Celaya	McKee
Cleveland	McKinney
Colquitt	Metcalfe
Davis of Haskell	Moffett
Davis of Jasper	Morris
Davison of Fisher	Morse
Davisson	Newton
of Eastland	Nicholson
Deglandon	Patterson of Mills
Derden	Patterson
Dollins	of Travis
England	Petsch
Felty	Powell
Fox	Quinn
Fuchs	Ragsdale
Graves	Reed of Bowie
Hamilton	Reed of Dallas
Hanna	Rhodes
Harrell	Russell
Harris of Archer	Rutta
Harris of Dallas	Schuenemann
Hartzog	Shell
Holland	Simpson
Hoskins	Smith of Hopkins
Hyder	Smith of Tarrant
James	Stevenson
Johnson of Ellis	Stinson
Jones of Angelina	Stocks
Jones of Atascosa	Talbert
Jones of Falls	Tarwater
Kelt	Tennant

Tennyson  
Thornberry  
Thornton  
Waggoner

Walker  
Weldon  
Westbrook

## Nays—19

Alexander	Huddleston
Amos	Keefe
Bell	Keith
Bradbury	Palmer
Broadfoot	Pope
Brown	Prescott
Dickison	Ross
Farmer	Skaggs
Fielden	Winfree
Harbin	

## Present—Not Voting

Hull

## Absent

Baker	Johnson
Blankenship	of Tarrant
Bradford	Kenyon
Cagle	Lankford
Dean	Leonard
Gibson	Leyendecker
Hankamer	Riddle
Hardin	Settle
Harris of Dickens	Sewell
Herzik	Sharpe
Howard	Vale
Jackson	Wood

## Absent—Excused

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley

Mr. Fielden moved to table the amendment heretofore offered by Mr. Keefe.

The motion to table was lost.

Question then recurring on the amendment by Mr. Keefe, it was adopted.

Mr. Keefe offered the following amendment to the committee amendment:

Amend Senate Bill No. 140, page 30, line 13, by striking out the figures "\$900.00" and inserting in lieu thereof the figures "\$1,000.00", and making the totals conform.

On motion of Mr. Graves, the amendment was tabled.

Mr. Stocks moved to reconsider the vote by which the amendment by Mr.

Beckworth and Mr. McDonald was, on this morning, lost.

The motion to reconsider was lost.

Mr. Thornberry offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 10, line 6, by striking out the figures "\$45.00" and "\$55.00", respectively, and inserting in lieu thereof the figures "\$50.00" and "\$60.00", respectively, and make the same changes in similar items in all Eleemosynary Institutions except State Hospitals, wherever they occur in the bill.

Mr. Kern raised a point of order, on consideration of the amendment, on the ground that the amendment is vague and indefinite.

The Speaker sustained the point of order.

Mr. Davisson of Eastland offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 64, line 5, by changing the figures "\$520.00" to read "\$590.00".

On motion of Mr. Graves, the amendment was tabled.

Mr. Bond moved the previous question on the committee amendment and the passage of Senate Bill No. 140 to third reading, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The motion was lost by the following vote:

## Yeas—52

Alsup	Harris of Dickens
Amos	Jackson
Bates	Johnson of Ellis
Blankenship	Johnson
Bond	of Tarrant
Bridgers	Jones of Angelina
Broadfoot	Jones of Falls
Cagle	Kelt
Cathey	Knetsch
Cleveland	Langdon
Davis of Haskell	Lankford
Deglandon	Leonard
Derden	Leyendecker
Dollins	London
Farmer	McConnell
Gibson	McDonald
Graves	Moffett
Hamilton	Morris
Hankamer	Petsch

Powell	Stocks
Rhodes	Talbert
Ross	Tarwater
Russell	Thornton
Schuenemann	Waggoner
Settle	Walker
Sharpe	Westbrook
Shell	

## Nays—65

Adkins	Kern
Alexander	King
Beckworth	Lanning
Bell	Loggins
Boethel	Lucas
Boyer	Mauritz
Bradbury	McKee
Brown	McKinney
Burton	Morse
Callan	Palmer
Carssow	Patterson of Mills
Cauthorn	Patterson
Colquitt	of Travis
Davis of Jasper	Prescott
Davison	Quinn
of Eastland	Ragsdale
Dickison	Reed of Bowie
England	Reed of Dallas
Fielden	Riddle
Fox	Rutta
Fuchs	Simpson
Hanna	Skaggs
Harbin	Smith of Hopkins
Hardin	Smith of Tarrant
Harrell	Stevenson
Harris of Archer	Stinson
Harris of Dallas	Tennant
Herzik	Tennyson
Holland	Thornberry
Hyder	Vale
James	Weldon
Jones of Atascosa	Winfree
Keefe	Wood
Kenyon	

## Absent

Baker	Hull
Bradford	Keith
Celaya	Little
Davison of Fisher	McFarland
Dean	Metcalfe
Felty	Newton
Hartzog	Nicholson
Hoskins	Pope
Howard	Sewell
Huddleston	

## Absent—Excused

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley

Mr. Keefe offered the following amendment to the committee amendment:

Amend Senate Bill No. 140, page 46, lines 4 and 6, by striking out the figures "\$50.00" and "\$75.00" and inserting the following figures "\$75.00" and "\$100.00".

On motion of Mr. Graves, the amendment was tabled.

Mr. Beckworth offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 140, by striking out all which appears on page 68, after and including line 35 and all that which appears on page 69, down to and including line 36.

The amendment was adopted.

Mr. Quinn offered the following amendment to the committee amendment:

Amend Senate Bill No. 140, page 54, by adding after line 22 the following:

"The Jefferson County Tubercular Hospital shall hereafter be operated and maintained by the State of Texas when and if the County of Jefferson transfers all interest, right and title in all physical properties of said institution to the State of Texas, without cost to the State. Through the Board of Control, the State is hereby authorized to accept all buildings and properties of Jefferson County Tubercular Hospital as a gift, to be operated and maintained after the transfer by the State of Texas. There is hereby appropriated the sum of Fifty Thousand (\$50,000.00) Dollars for the year 1937, and Fifty Thousand (\$50,000.00) Dollars for the year 1938, or as much of said sum needed, said appropriation to be contingent to said transfer being completed."

Mr. England raised a point of order, on consideration of the amendment, on the ground that the amendment violates certain constitutional provisions.

The Speaker overruled the point of order.

Mr. Graves moved to table the amendment by Mr. Quinn.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—85

Adkins

Alexander

Alsup	Kelt
Amos	Kenyon
Baker	Kern
Beckworth	King
Bell	Langdon
Blankenship	Lankford
Boethel	Lanning
Bond	Leonard
Boyer	Leyendecker
Bridgers	McFarland
Brown	Moffett
Burton	Morris
Cagle	Morse
Callan	Patterson of Mills
Carssow	Patterson
Cathey	of Travis
Cleveland	Petsch
Colquitt	Powell
Davis of Haskell	Ragsdale
Davison	Reed of Bowie
of Eastland	Reed of Dallas
Deglandon	Riddle
Dickison	Ross
England	Russell
Fielden	Schuenemann
Fox	Settle
Fuchs	Shell
Gibson	Simpson
Graves	Skaggs
Hamilton	Smith of Hopkins
Hankamer	Stevenson
Hanna	Stinson
Harris of Archer	Stocks
Harris of Dallas	Talbert
Harris of Dickens	Tarwater
Herzik	Tennant
Hyder	Tennyson
Jackson	Thornberry
James	Waggoner
Johnson	Walker
of Tarrant	Weldon
Jones of Falls	Westbrook
Keefe	Winfree

## Nays—22

Bradbury	Loggins
Broadfoot	Lucas
Cauthorn	McConnell
Davis of Jasper	McKee
Dollins	Newton
Farmer	Nicholson
Huddleston	Palmer
Hull	Prescott
Johnson of Ellis	Quinn
Jones of Angelina	Rhodes
Knetsch	Rutta

## Absent

Bates	Derden
Bradford	Felty
Celaya	Harbin
Davison of Fisher	Hardin
Dean	Harrell

Hartzog	McKinney
Holland	Metcalfe
Hoskins	Pope
Howard	Sewell
Jones of Atascosa	Sharpe
Keith	Smith of Tarrant
Little	Thornton
London	Vale
Mauritz	Wood
McDonald	

## Absent—Excused

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley

Mr. Fox offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 140, by changing the semi-colon on page 64, line 34, to a comma, and adding the following: "except the instructor in printing who shall receive a salary of \$160.00 per month".

On motion of Mr. Settle, the amendment was tabled.

Mr. Thornberry offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 140, page 8, line 29, by striking out the figures "\$1,080.00" and inserting in lieu thereof the figures "\$1,200.00".

THORNBERRY,  
PATTERSON of Travis.

The amendment was lost.

Mr. Thornberry offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 12, line 19, by striking out the figures "\$1,080.00" and inserting in lieu thereof the figures "\$1,200.00".

THORNBERRY,  
PATTERSON of Travis,  
READER.

The amendment was lost.

Mr. Reader offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 42, line 8, by striking out the figures "\$1080.00"

and inserting in lieu thereof the figures "\$1,200.00".

READER,  
FELTY,  
CARSSOW,  
DICKISON,  
McCRACKEN.

The amendment was lost.

Mr. Harris of Dickens offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 140, by striking out lines 10, 11, 12 and 13 on page 17.

Mr. Beckworth moved to table the amendment by Mr. Harris of Dickens.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—78

Adkins	King
Alexander	Knetsch
Alsup	Lankford
Amos	Lanning
Baker	Leonard
Bates	Leyendecker
Beckworth	Loggins
Bell	London
Boethel	Lucas
Bradbury	McConnell
Brown	McDonald
Cagle	McKee
Callan	Moffett
Carssow	Morris
Cathey	Morse
Cauthorn	Newton
Celaya	Palmer
Cleveland	Patterson
Davis of Haskell	of Travis
Davis of Jasper	Powell
Dickson	Prescott
Dollins	Quinn
England	Ragsdale
Gibson	Reed of Bowie
Hamilton	Rhodes
Harbin	Ross
Hardin	Rutta
Harrell	Simpson
Harris of Dallas	Skaggs
Holland	Smith of Tarrant
Hoskins	Stinson
Huddleston	Stocks
Hull	Talbert
Hyder	Tennant
Johnson of Ellis	Thornberry
Jones of Angelina	Thornton
Jones of Falls	Vale
Keefe	Weldon
Kelt	Winfree
Kenyon	

## Nays—28

Bridgers	Kern
Burton	Langdon
Deglandon	McFarland
Derden	Nicholson
Fox	Reed of Dallas
Hankamer	Russell
Hanna	Schuenemann
Herzik	Shell
Howard	Tarwater
Jackson	Tennyson
James	Waggoner
Johnson	Walker
of Tarrant	Westbrook
Jones of Atascosa	Wood
Keith	

## Absent

Blankenship	Harris of Dickens
Bond	Hartzog
Boyer	Little
Bradford	Mauritz
Broadfoot	McKinney
Colquitt	Metcalfe
Davison of Fisher	Patterson of Mills
Davisson	Petsch
of Eastland	Pope
Dean	Riddle
Felty	Settle
Fielden	Sewell
Fuchs	Sharpe
Graves	Smith of Hopkins
Harris of Archer	Stevenson

## Absent—Excused

Farmer	Monkhouse
Harper	Oliver
Heflin	Reader
Jones of Wise	Roark
Leath	Smith
Mann	of Matagorda
Mays	Worley
McCracken	

Mr. Thornberry offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 64, lines 13 and 14, by striking out the figures "\$45.00" and "\$45.00" respectively, and inserting in lieu thereof the figures "\$50.00" and "\$60.00" respectively.

On motion of Mr. Settle, the amendment was tabled.

Mr. Cleveland moved to reconsider the vote by which the amendment by Mr. Bradbury, relative to the salaries of Pharmacists in certain schools, was, on this morning, adopted.

The motion to reconsider prevailed.

Question then recurring on the amendment by Mr. Bradbury, it was lost.

Mr. Leath offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 140, page 38, line six, strike out the figures "\$1,080.00" and insert in lieu thereof the sum of "\$1,200.00".

LEATH,  
PALMER,  
READER,

On motion of Mr. Settle, the amendment was tabled.

Mr. McDonald moved the previous question on committee amendment No. 1 and the passage of the bill to third reading, and the main question was ordered.

Mr. Skaggs raised the point of order, that there has not been a full and free discussion of the bill in accordance with the Constitution.

The Speaker overruled the point of order.

Committee amendment No. 1, as amended, was then adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 140 was then passed to third reading.

#### SENATE BILL NO. 140 ON THIRD READING

Mr. Settle moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 140 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—121

Adkins	Burton
Alexander	Cagle
Alsup	Callan
Amos	Carssow
Baker	Cathey
Bates	Cauthorn
Beckworth	Celaya
Bell	Cleveland
Blankenship	Colquitt
Boethel	Davis of Haskell
Boyer	Davis of Jasper
Bradbury	Davisson
Bridgers	of Eastland
Broadfoot	Deglandon
Brown	Derden

Dickison	McFarland
Dollins	McKee
England	Metcalfe
Felty	Moffett
Fox	Morris
Fuchs	Morse
Gibson	Newton
Graves	Nicholson
Hamilton	Palmer
Hankamer	Patterson of Mills
Hanna	Patterson
Harbin	of Travis
Hardin	Powell
Harris of Archer	Prescott
Harris of Dallas	Quinn
Harris of Dickens	Ragsdale
Herzik	Reed of Bowie
Holland	Reed of Dallas
Hoskins	Rhodes
Howard	Riddle
Huddleston	Ross
Hull	Russell
Hyder	Rutta
Jackson	Schuenemann
James	Settle
Johnson of Ellis	Sewell
Johnson	Shell
of Tarrant	Simpson
Jones of Angelina	Skaggs
Jones of Falls	Smith of Hopkins
Keefe	Smith of Tarrant
Kelt	Stevenson
Kenyon	Stinson
King	Stocks
Knetsch	Talbert
Langdon	Tarwater
Lankford	Tennant
Lanning	Tennyson
Leonard	Thornberry
Leyendecker	Thornton
Little	Vale
Loggins	Waggoner
London	Walker
Lucas	Weldon
Mauritz	Westbrook
McConnell	Winfree
McDonald	Wood

Nays—2

Keith

Kern

Absent

Bond	Hartzog
Bradford	Jones of Atascosa
Davison of Fisher	McKinney
Dean	Petsch
Fielden	Pope
Harrell	Sharpe

Absent—Excused

Farmer	Leath
Harper	Mann
Heflin	Mays
Jones of Wise	McCracken

Monkhouse  
Oliver  
Reader  
Roark

Smith  
of Matagorda  
Worley

The Speaker then laid Senate Bill No. 140 before the House, on third reading and final passage.

The bill was read third time.

By unanimous consent of the House, the totals in the bill were ordered amended to conform to the changes in the bill.

Senate Bill No. 140 was then passed by the following vote:

Yeas—124

Adkins	Harris of Dallas
Alexander	Harris of Dickens
Alsup	Herzik
Amos	Holland
Baker	Hoskins
Bates	Howard
Beckworth	Huddleston
Bell	Hull
Blankenship	Hyder
Boethel	Jackson
Bond	James
Boyer	Johnson of Ellis
Bradbury	Johnson
Bridgers	of Tarrant
Broadfoot	Jones of Angelina
Brown	Jones of Atascosa
Burton	Jones of Falls
Cagle	Keefe
Callan	Keith
Carsow	Kelt
Cathey	Kenyon
Cauthorn	King
Celaya	Knetsch
Cleveland	Langdon
Colquitt	Lankford
Davis of Haskell	Lanning
Davis of Jasper	Leonard
Davison of Fisher	Leyendecker
Davisson	Little
of Eastland	Loggins
Deglandon	Lucas
Derden	Mauritz
Dickison	McConnell
Dollins	McDonald
England	McFarland
Felty	McKee
Fox	Metcalfe
Fuchs	Moffett
Gibson	Morris
Graves	Morse
Hamilton	Newton
Hankamer	Nicholson
Hanna	Palmer
Harbin	Patterson of Mills
Hardin	Patterson
Harrell	of Travis
Harris of Archer	Powell

Prescott  
Quinn  
Ragsdale  
Reed of Bowie  
Reed of Dallas  
Rhodes  
Riddle  
Ross  
Russell  
Rutta  
Schuenemann  
Settle  
Sewell  
Sharpe  
Shell  
Simpson  
Smith of Hopkins

Smith of Tarrant  
Stinson  
Stocks  
Talbert  
Tarwater  
Tennant  
Tennyson  
Thornberry  
Thornton  
Vale  
Waggoner  
Walker  
Weldon  
Westbrook  
Winfree  
Wood

Nays—3

Fielden  
Kern  
London

Absent

Bradford  
Dean  
Hartzog  
McKinney  
Petsch  
Pope  
Skaggs  
Stevenson

Absent—Excused

Farmer	Monkhouse
Harper	Oliver
Heflin	Reader
Jones of Wise	Roark
Leath	Smith
Mann	of Matagorda
Mays	Worley
McCracken	

#### HOUSE BILL NO. 11 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 11, A bill to be entitled "An Act defining public utilities and providing for their regulation; creating the Public Utilities Commission of Texas, and fixing the qualifications, duties, powers, and compensation of the members thereof; providing the jurisdiction of said Public Utilities Commission and the manner in which such jurisdiction shall be exercised; providing the manner of conducting proceedings before said Public Utilities Commission; providing the manner in which the said Public Utilities Commission may pass orders and providing for appeals from the same to the courts of this State; providing penalties for the violation of this Act; raising revenues and making appropriations to support said Commission; providing for the repeal of



all laws and parts of laws in conflict herewith; providing that if any section, clause or other provision of this Act be held unconstitutional or otherwise invalid or unenforceable, such holding shall not affect the validity of the remaining portion of this Act, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—106

Adkins	Jones of Atascosa
Alexander	Jones of Falls
Alsup	Keefe
Amos	Keith
Baker	Kelt
Bates	Kern
Beckworth	King
Bell	Knetsch
Boethel	Langdon
Bond	Lankford
Bradbury	Lanning
Bridgers	Leyendecker
Brown	Little
Burton	Loggins
Cagle	London
Carssow	Lucas
Cathy	Mauritz
Cauthorn	McConnell
Cleveland	McDonald
Colquitt	McFarland
Davis of Haskell	McKee
Davis of Jasper	Metcalf
Davison of Fisher	Moffett
Davison	Morris
of Eastland	Newton
Deglandon	Palmer
Derden	Patterson
Dickison	of Travis
Dollins	Powell
England	Prescott
Felty	Quinn
Fox	Ragsdale
Gibson	Rhodes
Hamilton	Riddle
Hankamer	Ross
Hanna	Russell
Harbin	Rutta
Hardin	Settle
Harrell	Sewell
Harris of Archer	Sharpe
Harris of Dickens	Simpson
Herzik	Skaggs
Holland	Smith of Hopkins
Hoskins	Smith of Tarrant
Huddleston	Stevenson
Hull	Stocks
Hyder	Talbert
Jackson	Tarwater
James	Tennant
Johnson	Tennyson
of Tarrant	Thornberry
Jones of Angelina	Thornton

Waggoner  
Walker  
Weldon

Westbrook  
Winfree

## Nays—17

Blankenship	Johnson of Ellis
Boyer	Leonard
Broadfoot	Patterson of Mills
Callan	Reed of Bowie
Celaya	Reed of Dallas
Fielden	Stinson
Fuchs	Vale
Harris of Dallas	Wood
Howard	

## Present—Not Voting

Morse

## Absent

Bradford	Nicholson
Dean	Petsch
Graves	Pope
Hartzog	Schuenemann
Kenyon	Shell
McKinney	

## Absent—Excused

Farmer	Monkhouse
Harper	Oliver
Heflin	Reader
Jones of Wise	Roark
Leath	Smith
Mann	of Matagorda
Mays	Worley
McCracken	

## PAIRED

Mr. Morse (present), who would vote "nay", with Mr. Roark (absent), who would vote "yea".

## MESSAGE FROM THE SENATE

Austin, Texas, May 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 547, A bill to be entitled "An Act to declare a State Policy regarding the activities of the various agricultural agencies of the State, especially as they affect cotton, and the increased use and consumption of same; directing that the heads of the State's various agricultural agencies shall take due notice of said policy; providing for the establishment of a cotton research laboratory and making an appropriation therefor, stating a contingency upon which said appropriation is made; providing for the location of said laboratory, and

declaring an emergency." (With amendments.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

#### NAMING OFFICIAL REPRESENTATIVE OF THE HOUSE

Mr. Thornton offered the following resolution:

Whereas, President Franklin D. Roosevelt will visit in Galveston, Texas, on the morning of Tuesday, May 11; and

Whereas, The public officials of the City and County of Galveston and the several Civic Organizations of said City and County are planning a celebration in honor of President Roosevelt's visit to the Treasure Isle; and

Whereas, The Governor of Texas and other State Officials will attend said celebration and participate in same; and

Whereas, It would be appropriate to present President Roosevelt and the several members of his official staff with Ranger hats as a remembrance of their visit to Texas and to Galveston; and

Whereas, Rangerette Maria Tom Squires has been designated as the Princess of the House of Representatives for the Forty-fifth Legislature; now, therefore, be it

Resolved, That said Rangerette Maria Tom Squires be appointed and designated, and she is so hereby appointed and designated, as the official representative of the House of Representatives to present Ranger hats to the President and the members of his official party at said celebration on the morning of May 11; and as evidence of her appointment, be it further

Resolved, That the Chief Clerk of the House of Representatives send a copy of this resolution to the said Rangerette Maria Tom Squires and to Colonel I. W. Starling, Chief of the President's Body Guard.

THORNTON,  
KENYON.

The resolution was read second time.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Amos, Baker, Bates, Beckworth, Bell, Blankenship, Boethel, Bond, Boyer, Bradbury, Bradford, Bridgers, Broadfoot, Brown, Burton, Cagle, Callan, Cars-

sow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davison of Eastland, Dean, Deglandon, Derden, Dickison, Dollins, England, Farmer, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Hoskins, Howard, Huddleston, Hull, Hyder, Jackson, James, Johnson of Ellis, Johnson of Tarrant, Jones of Angelina, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McConnell, McCracken, McDonald, McFarland, McKee, McKinney, Metcalfe, Moffett, Monkhouse, Morris, Morse, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuenemann, Settle, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberry, Vale, Waggoner, Walker, Weldon, Westbrook, Winfree, Wood and Worley.

On motion of Mr. Riddle, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

#### HOUSE BILL NO. 1143 ON SECOND READING

(By unanimous consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1143, A bill to be entitled "An Act making certain emergency appropriations out of the general revenue of the State of Texas for the State Commission for the Blind for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 1143 ON THIRD READING

Mr. Carssow moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1143 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Adkins	James
Alexander	Johnson of Ellis
Alsup	Johnson
Amos	of Tarrant
Baker	Jones of Angelina
Bates	Jones of Atascosa
Beckworth	Jones of Falls
Bell	Keefe
Blankenship	Keith
Boethel	Kelt
Boyer	Kern
Bradbury	King
Bridgers	Knetsch
Broadfoot	Langdon
Brown	Lankford
Burton	Lanning
Cagle	Leyendecker
Callan	Little
Carssow	Loggins
Cauthorn	London
Cleveland	Lucas
Colquitt	Mauritz
Davis of Haskell	McConnell
Davis of Jasper	McDonald
Davison of Fisher	Metcalfe
Davisson	Moffett
of Eastland	Morris
Deglandon	Morse
Derden	Newton
Dickison	Nicholson
Dollins	Patterson of Mills
England	Patterson
Felty	of Travis
Gibson	Powell
Graves	Prescott
Hamilton	Quinn
Hankamer	Ragsdale
Hanna	Reed of Bowie
Harbin	Reed of Dallas
Hardin	Rhodes
Harrell	Riddle
Harris of Archer	Ross
Harris of Dallas	Russell
Harris of Dickens	Rutta
Hartzog	Schuenemann
Herzik	Settle
Holland	Sewell
Hoskins	Sharpe
Howard	Shell
Huddleston	Simpson
Hull	Smith of Hopkins
Hyder	Stevenson
Jackson	Stinson

Stocks  
Talbert  
Tarwater  
Tennant  
Tennyson  
Thornberry  
Thornton

Vale  
Walker  
Weldon  
Westbrook  
Winfree  
Wood

## Absent

Bond  
Bradford  
Cathey  
Celaya  
Dean  
Fielden  
Fox  
Fuchs  
Kenyon  
Leonard

McFarland  
McKee  
McKinney  
Palmer  
Petsch  
Pope  
Skaggs  
Smith of Tarrant  
Waggoner

## Absent—Excused

Farmer  
Harper  
Heflin  
Jones of Wise  
Leath  
Mann  
Mays  
McCracken

Monkhouse  
Oliver  
Reader  
Roark  
Smith  
of Matagorda  
Worley

The Speaker then laid House Bill No. 1143 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—118

Adkins	Dickison
Alexander	Dollins
Alsup	England
Amos	Felty
Baker	Gibson
Bates	Graves
Beckworth	Hamilton
Bell	Hankamer
Blankenship	Hanna
Boethel	Harbin
Boyer	Hardin
Bradbury	Harrell
Bridgers	Harris of Archer
Broadfoot	Harris of Dallas
Brown	Harris of Dickens
Burton	Hartzog
Cagle	Herzik
Callan	Holland
Carssow	Howard
Cauthorn	Huddleston
Cleveland	Hull
Colquitt	Hyder
Davis of Haskell	Jackson
Davis of Jasper	James
Davison of Fisher	Johnson of Ellis
Deglandon	Johnson
Derden	of Tarrant

Jones of Angelina	Prescott
Jones of Atascosa	Quinn
Jones of Falls	Ragsdale
Keefe	Reed of Bowie
Keith	Reed of Dallas
Kelt	Rhodes
Kern	Riddle
King	Ross
Knetsch	Russell
Langdon	Rutta
Lankford	Schuenemann
Lanning	Settle
Leyendecker	Sewell
Little	Sharpe
Loggins	Shell
London	Simpson
Lucas	Smith of Hopkins
Mauritz	Smith of Tarrant
McConnell	Stevenson
McDonald	Stinson
McFarland	Stocks
McKee	Talbert
Metcalfe	Tarwater
Moffett	Tennant
Morris	Tennyson
Morse	Thornberry
Newton	Thornton
Nicholson	Vale
Palmer	Walker
Patterson of Mills	Weldon
Patterson	Westbrook
of Travis	Winfree
Powell	Wood

## Absent

Bond	Fuchs
Bradford	Hoskins
Cathey	Kenyon
Celaya	Leonard
Davisson	McKinney
of Eastland	Petsch
Dean	Pope
Fielden	Skaggs
Fox	Waggoner

## Absent—Excused

Farmer	Monkhouse
Harper	Oliver
Heflin	Reader
Jones of Wise	Roark
Leath	Smith
Mann	of Matagorda
Mays	Worley
McCracken	

RELATIVE TO THE SUSPENSION  
OF CERTAIN RULES FOR THE  
CONSIDERATION OF SEN-  
ATE BILL NO. 318

Mr. Nicholson offered the following resolution:

Whereas, Senate Bill No. 318 has passed the Senate and is now pending second reading before the House; and

Whereas, Said measure contains subject matter of emergency importance to many counties of Southeast Texas; and

Whereas, It is the responsibility of the Legislature to dispose of the question involved in said Senate Bill No. 318, and it is of emergency importance that the Legislature take this action at once; now, therefore, be it

Resolved by the House of Representatives, That the regular order of business be suspended immediately following the disposition of House Bill No. 11, and that the House take up for consideration at that time, Senate Bill No. 318 until final disposition has been made of said bill.

NICHOLSON,  
MORSE,  
McKEE,  
HOWARD,  
QUINN,  
WINFREE,  
HEFLIN,  
ROARK,  
MANN.

The resolution was read second time.

Mr. Kenyon moved that the resolution be tabled.

The motion to table was lost.

The resolution was then lost by the following vote:

## Yeas—55

Adkins	Jones of Atascosa
Alsup	Jones of Falls
Amos	Kern
Bates	King
Beckworth	Langdon
Boyer	Lanning
Bradbury	Loggins
Broadfoot	Lucas
Brown	McFarland
Cagle	McKee
Carssow	Moffett
Cauthorn	Morse
Colquitt	Nicholson
Dollins	Patterson of Mills
England	Quinn
Fielden	Ragsdale
Gibson	Rhodes
Hamilton	Ross
Hardin	Rutta
Harrell	Sewell
Harris of Dallas	Simpson
Howard	Smith of Tarrant
Jackson	Stinson
James	Stocks
Johnson of Ellis	Tennyson
Johnson	Walker
of Tarrant	Weldon
Jones of Angelina	Winfree

## Nays—23

Bell	Morris
Burton	Palmer
Cathey	Powell
Davison of Fisher	Reed of Bowie
Derden	Riddle
Fox	Skaggs
Graves	Stevenson
Hartzog	Thornton
Hull	Vale
Kenyon	Waggoner
McConnell	Wood
Metcalfe	

## Present—Not Voting

Blankenship	Lankford
Boethel	Leyendecker
Bridgers	London
Callan	Mauritz
Cleveland	McDonald
Davis of Jasper	Newton
Dickison	Patterson
Davison	of Travis
of Eastland	Prescott
Hanna	Reed of Dallas
Harbin	Russell
Harris of Archer	Settle
Herzik	Sharpe
Holland	Smith of Hopkins
Hyder	Talbert
Keefe	Tarwater
Keith	Tennant
Kelt	Westbrook
Knetsch	

## Absent

Alexander	Harris of Dickens
Baker	Hoskins
Bond	Huddleston
Bradford	Leonard
Celaya	Little
Davis of Haskell	McKinney
Dean	Petsch
Deglandon	Pope
Farmer	Schuenemann
Felty	Shell
Fuchs	Thornberry
Hankamer	

## Absent—Excused

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley

## PROVIDING FOR CERTAIN INVESTIGATION

Mr. Hartzog offered the following resolution:

Whereas, On January 25, 1937, in a report of a sub-committee of the Sen-

ate Committee investigating State Departments, printed as a supplement to the Senate Journal, charges were made that seriously reflect on the official conduct of E. N. Stanley of the State Railroad Commission in charge of the East Texas oil field; and

Whereas, Charges have been made on the floor of the Senate, and rumors have been rife both inside and outside the Legislature, which if true, would indicate that the said E. N. Stanley has been guilty of practices which, if not unlawful, are against good public policy; and

Whereas, As far as we have been able to learn, E. N. Stanley has never answered or explained such charges and is still in the employ of the State; and

Whereas, It is currently reported that E. N. Stanley now maintains a private office for the practice of engineering as well as a public office where he transacts public business; therefore, be it

Resolved by the House of Representatives of the State of Texas, That E. N. Stanley be invited to appear before the committee appointed by the House of Representatives of the State of Texas to investigate the Department of Education, and that he be permitted to make whatever explanation he has to make of said charges or any statement he cares to make in connection therewith; be it further

Resolved, That he submit himself to questioning by members of the said committee touching the foregoing matters or any connection there may have been between the fees he has received, and the discharge or failure to discharge his official duties; be it further

Resolved, That he be requested to bring with him a full and complete statement as to his reasons for maintaining an office for private practice, the necessity therefor, the character of business transacted therein and the income therefrom; be it further

Resolved, That he bring with him a sworn statement of all his income derived directly or indirectly, from the oil business since he was first employed by the Railroad Commission, including the short time he was engaged in private practice of engineering at Kilgore, Texas; and, be it further

Resolved, That the committee be empowered to make such further investigations into the matter as they may deem proper and that all neces-

sary expenses, as approved by the chairman of the committee, in connection therewith be paid out of the Contingent Expense Account of the House of Representatives of the State of Texas.

HARTZOG,  
BELL.

The resolution was read second time.

Mr. Alsop raised a point of order, on consideration of the resolution, on the ground that the time allotted for the resolution period has expired.

The Speaker sustained the point of order.

#### REPORT OF COMMITTEE TO INVESTIGATE CERTAIN TRAINING SCHOOLS

Mr. Harrell, Chairman, submitted the following committee report:

Honorable Robert W. Calvert, Speaker, House of Representatives, Forty-fifth Legislature of Texas.

Austin, Texas.

Sir: We, your Committee, heretofore appointed to make an investigation of the training schools for both boys and girls of Texas, have made an investigation of the Girls Training School, located at Gainsville, Texas, and beg to report upon our findings.

We found that this school is being controlled upon an excellent plan and that the conditions existing are highly commendable. The school is controlled in an orderly manner and under excellent management. We found that the girls are given the benefit of an Honor System, and that the student body is controlled and regulated largely through a system of student Self-Government. They have a system of citizenship with various standards which inspires the girls toward good behavior in order that they may each attain a high rating in the Honor System. They have a student mayor for each dormitory, and the student mayor is in charge of the activities of the girls and their conduct in each respective dormitory. Each dormitory has a matron who acts more or less as an observer of the manner in which the students conduct themselves under the leadership of their respective mayor.

On each floor of each dormitory they have a student supervisor who is in charge of the girls on her floor under the direction of the dormitory mayor. These girls obtain such positions, based upon their good records

for behavior over a definite period of time. They also have a number of other honorary positions for which the girls strive to attain through good behavior and are based strictly upon the honor system. We found that such a system inspires each and every girl in this school to conduct herself in a splendid and a lady-like manner and is largely responsible for the reform of the character of each and every girl who enters this training school.

We further found that this school has a splendid staff of teachers. From our observation we do not believe that one can find a better class of teachers in any public school in this State. We also found that every teacher employed is greatly interested in her work and is doing everything within her power to make the girls in this training school better women. We also found that the Superintendent, her assistants and all of the teachers of this institution are highly respected and appreciated by the entire student body. We did not find a single complaint from any girl in this institution against the management of the school or against any teacher employed there. The girls stated that the manager and the teachers treated them with the utmost respect and kindness.

We further found that the school is operated upon such a basis that severe and harsh punishment is unnecessary and unknown in this institution. The means of punishment primarily used at the Gainsville School is by a demotion in the merit system. If a girl is reported as much as four times for misconduct during any one month she will then be reduced in her rank and will have to attain her former position by a definite period of good conduct. We find that this means of punishment serves a better purpose in controlling the student body and in reforming the character of the girls than the use of a harsh and more severe form of discipline. We also found that each girl which has been reported a sufficient number of times to justify a trial is not tried before the manager, nor is her conduct passed upon by the teachers of the institution, but instead, she is tried before a student council composed of six girls out of the institution, and this student council passes upon her conduct and designates the punishment to be inflicted.

We further commend the management of this institution for the system of segregation among the student body. They are divided into separate dormitories, with not more than two girls to any one room, and the girls are divided among these dormitories according to their age. The smaller girls being kept in a dormitory separate and apart from the older ones. We found each and every dormitory to be in perfect order and spotlessly clean.

So far as the management and the manner in which the Girls Training School is conducted, your Committee has nothing but praise and commendation to be said. We find that in this institution they are accomplishing the purposes for which the school was established. In talking to a number of the older girls who had been in this institution from fifteen to twenty months, some of whom admitted that they were of delinquent and questionable character when committed to that institution stated that they had been greatly helped and that the teachers and superintendent had taught them wherein they had erred and that they were now ready and willing to go out of that institution back into society with a determination and a will to do that which was right, and that they now knew that they had been wrong in their first conception of life. These girls stated to your Committee that any girl who was committed to that institution and tried in the least to accept the training which was offered them could go out of that institution a better woman and ready to face life in its proper conception.

These girls highly praised the school, and stated that they had enjoyed the time which they had spent there, and recognized that they had been greatly helped by their commitment to this institution. We think that such a statement from the students stand as the highest recommendation for the manner in which this institution is conducted and supervised. However, your Committee did find that there are a number of girls confined in this school who have been committed there as dependent and neglected as well as orphaned children without having committed any crime whatsoever or any offense against society, and such children should have been placed in

some other state institution provided for children of their type.

We find that they have an excellent hospital, insofar as its equipment and management is concerned, but such hospital is a two-story frame building and is necessarily a fire hazard, and we believe that such building should be replaced by a more modern brick structure. We, therefore, recommend that the Legislature make such appropriation necessary for the construction of a new hospital for this institution.

In conclusion we find that this institution stands as a credit to the State of Texas.

Respectfully submitted,

HARRELL, Chairman,  
DERDEN,  
RAGSDALE.

On motion of Mr. Derden, the report was ordered printed in the Journal.

#### ADJOURNMENT

Mr. Stevenson moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Mr. Morris moved that the House recess until 10:00 a. m., tomorrow.

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 66; Nays, 61.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

#### Yeas—60

Adkins	Hankamer
Amos	Hardin
Baker	Harris of Dallas
Bates	Harris of Dickens
Bond	Hartzog
Boyer	Hull
Bridgers	Hyder
Broadfoot	Jackson
Cagle	James
Carssow	Johnson
Cauthorn	of Tarrant
Davis of Jasper	Jones of Atascosa
Davisson	Jones of Falls
of Eastland	Kenyon
Deglandon	King
Dickison	Knetsch
Felty	Lanning
Fox	Leonard

Leyendecker	Schuenemann
Little	Settle
Mauritz	Sewell
McConnell	Shell
McDonald	Simpson
McFarland	Skaggs
Morse	Stevenson
Palmer	Stinson
Powell	Stocks
Rhodes	Talbert
Riddle	Thornton
Ross	Vale
Rutta	Walker

## Nays 59

Alsup	Keith
Beckworth	Kelt
Bell	Kern
Blankenship	Langdon
Boethel	Lankford
Bradbury	London
Brown	Lucas
Burton	McKee
Callan	McKinney
Cathey	Moffett
Cleveland	Morris
Colquitt	Nicholson
Davis of Haskell	Patterson of Mills
Davison of Fisher	Patterson
Derden	of Travis
England	Prescott
Fielden	Quinn
Gibson	Ragsdale
Graves	Reed of Bowie
Hamilton	Reed of Dallas
Hanna	Russell
Harbin	Sharpe
Harrell	Smith of Hopkins
Harris of Archer	Tarwater
Herzik	Tennant
Hoskins	Tennyson
Howard	Thornberry
Huddleston	Waggoner
Johnson of Ellis	Weldon
Jones of Angelina	Wood

## Absent

Alexander	Loggins
Bradford	Metcalfe
Celaya	Newton
Dean	Petsch
Dollins	Pope
Farmer	Smith of Tarrant
Fuchs	Westbrook
Holland	Winfree
Keefe	

## Absent—Excused

Harper	Monkhouse
Heflin	Oliver
Jones of Wise	Reader
Leath	Roark
Mann	Smith
Mays	of Matagorda
McCracken	Worley

The Speaker announced that the motion to adjourn prevailed.

The House, accordingly, at 4:50 o'clock p. m., adjourned until 10:00 o'clock a. m., next Monday.

## APPENDIX

## STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Appropriations: Senate Bill No. 248.

Counties: House Bills Nos. 1166 and 1167.

Highways and Motor Traffic: Senate Bills Nos. 195 and 471.

Privileges, Suffrage and Elections: Senate Bill No. 491.

## REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,  
Austin, Texas, May 5, 1937.  
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1155, A bill to be entitled "An Act amending Section 2 of Article 3883, Revised Civil Statutes of Texas, 1925, as amended by Chapter 20, Acts of the Forty-first Legislature, Fourth Called Session as amended by Chapter 340, Acts of the Forty-second Legislature, Regular Session, as amended by Chapter 220, Acts of the Forty-third Legislature, Regular Session, by providing that in counties containing not less than 29,500 nor more than 30,000 population according to the last preceding Federal Census the Constable shall be allowed to retain out of the fees collected by such officer the sum of Twenty-four Hundred (\$2,400.00) Dollars, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.  
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1046, A bill to be entitled "An Act declaring it unlawful to kill,



take or trap any fox in Hood County, Texas, except during the months of December and January of each year; repealing all laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 873, A bill to be entitled "An Act making an emergency appropriation for the Leon River Conservation Project, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1150, A bill to be entitled "An Act amending Section 7, Chapter 49, Local and Special Laws of the Thirty-fifth Legislature, Regular Session, creating the San Antonio Independent School District, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 207, A bill to be entitled "An Act amending Section 6, Chapter 106, Acts of the Fortieth Legislature, First Called Session, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 249, A bill to be entitled "An Act amending Article 7272, Re-

vised Civil Statutes of Texas, 1925, as amended by Chapter 141, Acts of the Forty-second Legislature, Regular Session, providing that all real and personal property held or owned by any person in this State shall be liable for all State, County and School District Taxes, and such taxes shall constitute a first lien on such property, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 376, A bill to be entitled "An Act amending Rule 47a of Article 4477, of Title 71, of the Revised Civil Statutes of the State of Texas, 1925, by repealing sub-paragraph six and twenty-five thereof, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 762, A bill to be entitled "An Act setting forth the title of the Superintendent of the hospital, his restrictions, rules and regulations, and further the powers and duties of said Chief Executive Officer and the powers of the Board of Managers, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 763, A bill to be entitled "An Act providing for sworn applications to be filled out and sworn to by any application to any county hospital sustained by said county as to their destitute conditions, and failure of means to go elsewhere, and providing said applications must be filed prior to the entrance thereto or as soon thereafter as possible, and

prior to the departure of said patient from said county hospital; providing further the duties and powers of said superintendent of said county sustained hospital and his restrictions and providing restrictions on all officers or employees of said hospital, and providing further that this Act shall not apply to admission of emergency cases, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 783, A bill to be entitled "An Act making an emergency appropriation to the State Health Department out of the General Fund in the State Treasury, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 820, A bill to be entitled "An Act to authorize cities, towns, counties and other public bodies to aid housing projects of housing authorities or of the United States of America by furnishing parks, playgrounds, streets and other improvements and facilities, by exercising certain other powers and by making agreements relating to such aid; to authorize cities, towns, counties, and other political subdivisions to contract with respect to the sums to be paid them for improvements, services and facilities to be provided for the benefit of housing projects; to require certain cities and counties to make an appropriation for the first years administrative expenses of housing authorities; and to authorize certain cities, towns, and counties to lend moneys to housing authorities, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 821, A bill to be entitled "An Act to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to undertake slum clearance and projects to provide dwelling accommodations for persons of low income; to create such housing authorities in cities having a population of more than 5,000 and in counties; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property, borrowing money, issuing bonds and other obligations, and giving security therefor; to provide that housing authorities, their property and securities shall be exempt from taxation and assessment, but to authorize certain payments in lieu of taxes; to provide for a certification of the bonds by the Attorney General; and to confer remedies on obligees of housing authorities, and to declare an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1051, A bill to be entitled "An Act providing relief for the Common School District of San Augustine County, Texas, made necessary by reason of the fact that the Federal Government has purchased over forty-one per cent (41%) of the land in said County thereby taking off the tax rolls of such Districts a major portion of the valuation; making an appropriation for said Districts in said County to enable them to continue their program of education, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1135, A bill to be entitled "An Act declaring it unlawful to take any fish from the waters of Hunt and Rains Counties, Texas, other than by ordinary hook line, set line or throw line, or by ordinary cordline, seine or net, the meshes of which are less than one and one-half inches square; provided that any such seine or net may be used during the period from March 1st through September 30th of each year; fixing a penalty, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1140, A bill to be entitled "An Act to repeal Chapter 20 of Special Laws of the Regular Session of the Forty-fourth Legislature."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 639, A bill to be entitled "An Act to amend Article 7258a of the Revised Statutes of Texas by extending the provisions of that Article to apply to every county in the State of Texas, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 594, A bill to be entitled "An Act amending Section 3 of Chapter 88, Acts of the Forty-first Legislature, Second Called Session, as amended by Section 1 of Chapter 3, Acts of the Forty-third Legislature, Second Called Session, as amended by Section 1 of Chapter 51, Acts of the Forty-fourth Legislature, Regular Session so as to provide that vehicles

owned and operated by bona fide orphans homes, shall pay a registration fee of \$5.00 only; repealing all laws in conflict, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 514, A bill to be entitled "An Act providing for and regulating the manner that owners and/or operators of oil wells producing salt water or water containing minerals in an appreciable amount may return same to such salt water or mineral water horizon from which produced; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 832, A bill to be entitled "An Act to create the San Jacinto River Conservation and Reclamation District, under the authority of Section 59 of Article XVI of the Constitution of Texas, and defining the powers and duties of the said District; providing for temporary directors and organization and operation of the district; and the authority and duties of said temporary directors; providing for determining the area of the district for temporary organization and for permanent organization; providing certain duties for the State Board of Water Engineers, State Reclamation Engineers and the Governor of the State; providing for the manner of securing funds for engineering surveys and other purposes necessary to develop information essential to the ascertainment of the plan of improvement necessary to secure control of harmful flood waters, and the useful distribution of such water; providing that the said District shall be governed by the provisions of Chapter 25, of the General and Special Laws of the Regular Session of the Thirty-ninth Legisla-

ture and the various amendments thereto, in all respects not specifically otherwise provided in this Act; making an appropriation of Twenty-five Thousand (\$25,000) Dollars, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 811, A bill to be entitled "An Act to amend Article 305, Revised Civil Statutes, 1925, pertaining to candidates applying for examination to practice law; fixing the educational qualifications for applicants for examination; authorizing the Board to waive certain rules of the Supreme Court; providing for liberal construction of certain provisions of this Act; authorizing recommendation of local bar associations in connection with the examination of applicants; providing for recommendations where no bar association exists in county of residence of applicant; and making such recommendation to prevail; exempting graduates of certain law schools in Texas from the requirements to take examination before the Board, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1050, A bill to be entitled "An Act providing relief for the Common and Independent School Districts of Sabine County, Texas, made necessary by reason of the fact that the Federal Government has purchased over 70% of the land in said County thereby taking off the tax rolls of such Districts a major portion of the taxable valuation; making an appropriation for said Districts in said County to enable them to continue their program of education, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1061, A bill to be entitled "An Act requiring owners of cattle affected with bang's disease to brand and tag them for identification after they have been tested and found to have such disease, and providing a penalty, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1138, A bill to be entitled "An Act to amend Article 7333 of the 1925 Revised Civil Statutes of Texas, relating to the payment of fees and costs in tax suits, so as to provide for the payment, by the County, of costs of publication of citations, notices and all matters required or authorized by law to be published, in tax suits; repealing all laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1146, A bill to be entitled "An Act amending the 'Lower Colorado River Authority Act,' Chapter 7, Acts of the Fourth Called Session of the Forty-third Legislature, by adding a new Section to be known as Section 14-a; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1148, A bill to be entitled "An Act amending Acts of 1935,

Forty-fourth Legislature, Special Laws, page 1210, Chapter 45, etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 5, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1154, A bill to be entitled "An Act amending Article 2797, Revised Civil Statutes of Texas, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room.

Austin, Texas, May 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 790, "An Act repealing House Bill 124, Chapter 456, Acts of the First Called Session of the Forty-fourth Legislature, relating to the selling, taking or possession, for barter or sale of wild fox or the pelt, in Newton County."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, May 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1034, "An Act conferring authority on State Parks Board to acquire for use as a public park a tract of land situated on Padre Island; prescribing the terms and conditions under which such purchase can be made; authorizing the State Highway Commission to construct, maintain, and operate certain bridges and causeways adequate within its opinion for ingress and egress to such Island; permitting State Parks Board to charge tolls fixed by the Highway Commission and said Board for use of such bridges and causeways until the purchase price of said lands and certain improvements thereon shall have been paid; prohibiting said Board to incur any obligation constituting

an indebtedness or liability of the State of Texas or of said Board except to the extent authorized herein; authorizing said Board to pledge the tolls received from operating said bridges and causeways less expense of collecting tolls and authorizing said Board to pledge other revenues from the operation of said park after paying expenses of operation to assure the payment of principal and interest of said obligations; authorizing said Board to issue its negotiable obligations thus secured and to deliver same in exchange for said land and improvements thereon or to sell said obligations; fixing the maximum amount of securities to be issued to pay for such land and improvements; authorizing said Board to issue such obligations in the form and manner it may prescribe; restricting the interest cost thereof; authorizing either or both of said bodies to cooperate with agencies of the United States Government, including the borrowing of money from or acceptance of grants from such agencies, enjoining on the State Highway Commission and the State Parks Board the duty of cooperating with each other and with other State agencies in making such bridges and causeways adequate for development of the State's mineral rights in Laguna Madre; prescribing further duties of the State Parks Board and of the Highway Commission; providing for the examination and approval of said obligations by the Attorney General and their registration by the Comptroller; prescribing the effect of such approval and registration; providing that no term or provision of this Act is intended to be mandatory or even suggestive to the Highway Commission but merely permissive if, and when, the Highway Commission funds are available and the project seems to be feasible; conferring the right of eminent domain on State Parks Board, conferring on State Highway Commission the power to acquire rights of way to serve said project; requiring that said bridges and causeways shall be free bridges and causeways after said obligations shall have been paid in full; providing that no appropriation shall ever be made out of the General Fund or any other fund for the support and maintenance of said Park, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.